IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O. O. C. J.

NOTICE OF MOTION NO.2293 OF 2006
IN
SUMMARY SUIT NO.1296 OF 1987

Vasantben Natwarlal Gandhi ..Plaintiff.
Vs.
M/s. J. Harkishandas & Co. & Ors. ..Defendants.

...

Mr. P.G. Vora for the Plaintiff.
Ms. Sophia Pinto i/b R.G. Sheth for Defendants 1 to 3.

...

CORAM: DR. D.Y. CHANDRACHUD, J.

17th August, 2006.

P.C. :

Sufficient cause has been shown in the affidavit in reply for the delay in filing the Written Statement. Unconditional leave to defend the suit was granted and it has been stated that the affidavit in reply to the Summons for Judgment substantially sets out the defence to the suit. In the circumstances, the Notice of Motion is made absolute in terms of prayer clauses (a), (b) and (c), subject to the payment of costs quantified at Rs.5,000/- which shall be a condition precedent. Costs shall be paid within a period of two weeks.

The suit to stand over by a period of four weeks.